

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# 48

**REQUEST****FOR****CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
 provides for continued examination of an utility or plant application  
 filed on or after June 8, 1995.  
 See The American Inventors Protection Act of 1999 (AIPA).

Application Number

09/352,194

Filing Date

July 13, 1999

First Named Inventor

Shunpei YAMAZAKI et al.

Group Art Unit

2823

**RECEIVED**

Examiner Name

F. Toledo

Attorney Docket Number

0756-1998

JUL 14 2004

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**OFFICE OF PETITIONS**1. **Submission required under 37 C.F.R. § 1.114**a.  Previously submittedi.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
 (Any unentered amendment(s) referred to above will be entered).ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_iii.  Otherb.  Enclosedi.  Amendment/Replyii.  Affidavit(s)/Declaration(s)iii.  Information Disclosure Statement (IDS)iv.  Other:2. **Miscellaneous**a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)b.  Other Petition to Withdraw From Issue3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_i.  RCE fee required under 37 C.F.R. § 1.17(e)ii.  Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)iii.  Other \_\_\_\_\_b.  Check in the amount of \$900.00 enclosedc.  Payment by credit card (Form PTO-2038 enclosed)**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)

Eric J. Robinson

Registration No. (Attorney/Agent)

38,285

Signature

Date

July 14, 2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)

Signature

Date

07/16/2004 KELLEY 00000012 09352194  
770.00 OP  
02 FC:1601

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS: SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.